

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**CONSENT AGENDA**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

*Called to Order at 7:30 p.m.  
Chaired by Council Chair Stone  
Councilors Present: All  
Adjourned at 9:30 p.m.*

***Proclamation: Recognizing Stillwater Metalworks for their role in Manufacturing  
The Largest Ocean Energy Device Ever Deployed in U.S. Waters***

**GRATWICK**

***PUBLIC COMMENT:*** Mr. Michael Noyes of Alpha One presented Chief Gastia And Sgt. Edwards with an award for their work to enhance public access for persons with disabilities. Mr. Bob Cimbollack expressed his concern about the Potential cost to taxpayers for the new arena.

***MINUTES OF:*** Government Operations Committee Meeting of January 26, 2010, Curbside Municipal Solid Waste & Recycling Program Recommendations January 15, 2010 Regular Meeting of the Bangor City Council of February 22, 2010, Finance Committee Meeting of February 1, February 8 & February 17, 2010, Bangor School Committee Regular Meeting of February 10, 2010, Bangor Water District Board of Trustees Meeting of January 19, 2010, & Housing Authority of the City of Bangor Annual Meeting of January 27, 2010.

**ACTION**          *Approved*

***Liquor License Renewals***

*Application for Liquor License, Malt  
Spirituous Vinous, Husson University,  
1 College Circle*

**ACTION**          *Approved*

10-085    **ORDER**          *Authorizing Execution of Municipal Quitclaim Deed – Real  
Estate Located at 17 Second Street*

**BRONSON**

**ACTION**          *Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**REFERRALS TO COMMITTEES AND FIRST READING**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

10-086	<u>ORDINANCE</u>	<i>Amending Land Development Code – Zone Change at 10, 12 &amp; 18 Second Street Avenue, 35 Second Street and 10, 12. 14, 16-18 and 20 Sanford Street from Urban Residence 2 District to Government and Institutional Service District</i>	NEALLEY
	<u>ACTION</u>	<i>First Reading &amp; Referral to Planning Board Meeting of 3/16/10 at 7 pm</i>	
10-087	<u>ORDINANCE</u>	<i>Amending the Code of the City of Bangor, Chapter 65, Article I, Section 65-1, 65-2</i>	WHEELER
	<u>ACTION</u>	<i>First Reading &amp; Referral To Government Operations Committee Meeting of 3/9/10 at 5 pm</i>	

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**UNFINISHED BUSINESS**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

10-063A	<b><u>RESOLVE</u></b>	Accepting and Appropriating Grant Funds from the U.S. Department of Housing and Urban Development – Project Based Rental Assistance	BRONSON
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Passed	
10-074	<b><u>ORDINANCE</u></b>	Amending Map Entitled “Downtown Parking Management District” by designating spaces 1228 as “Parking for Persons With Disabilities” and 1229 as “Parking Limited to Two Hours”	WESTON
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Vote: 9-0 Councilors Voting Yes: Blanchette, Bronson, Gratwick, Hawes, Nealley, Palmer, Stone, Weston & Wheeler Councilors Voting No: None Passed	
10-075	<b><u>RESOLVE</u></b>	Authorizing Application, Acceptance and Appropriation of a Grant from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration to Implement the Drug Free Communities Support Program	GRATWICK
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Passed	
10-076	<b><u>ORDINANCE</u></b>	Amending, the Land Development Code, Chapter 165§165-105 C Rural Residence and Agricultural District – Permitted Uses – To add Bed and Breakfast use	WHEELER
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Vote: 9-0 Councilors Voting Yes: Blanchette, Bronson, Gratwick, Hawes, Nealley, Palmer, Stone, Weston & Wheeler Councilors Voting No: None Passed	
10-077	<b><u>RESOLVE</u></b>	Appropriating \$65,600 in Maine Department of Transportation Grant Funds to Construct a New Sidewalk on Union Street	HAWES
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Passed	
10-078	<b><u>RESOLVE</u></b>	Appropriating \$155,200 in Maine Department of Transportation Grant Funds to Construct a New Sidewalk on Odlin Road	PALMER
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Passed	
10-079	<b><u>RESOLVE</u></b>	Appropriating \$83,000 in Maine Department of Transportation Grant Funds to Construct Phase I Sidewalks in the Vicinity of Downeast School	BLANCHETTE
	<b><u>ACTION</u></b>	Motion Made and Seconded for Passage Passed	

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**UNFINISHED BUSINESS continued**  
**ITEM NO.**

**ASSIGNED TO**  
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10-080	<u>RESOLVE</u>	Appropriating \$232, 000 in Maine Department of Transportation Grant Funds to Construct Phase II Sidewalks in the Vicinity of Downeast School	BRONSON
	<u>ACTION</u>	Motion Made and Seconded for Passage Passed	
10-084	<u>ORDINANCE</u>	Amending Land Development Code – Zone Change at 431 State Street from Urban Service District to Government and Institutional Service District	GRATWICK
	<u>ACTION</u>	Motion Made and Seconded for Passage Vote: 9-0 Councilors Voting Yes: Blanchette, Bronson, Gratwick, Hawes, Nealley, Palmer, Stone, Weston & Wheeler Councilors Voting No: None Passed	

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**NEW BUSINESS**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

***Public Hearing:*** Application for Special Amusement  
Permit of Delano G. Merritt, d/b/a Judy's Restaurant  
125 State Street

**ACTION**

*Motion Made and Seconded to Open the Public Hearing*  
*Public Hearing Opened*  
*No one from the Public came forward*  
*Motion Made and Seconded to Close the Public Hearing*  
*Public Hearing Closed*  
*Motion Made and Seconded for Passage*  
*Passed*

***Public Hearing:*** Application for Special Amusement  
Permit of Sea Dog Ventures, Inc. d/b/a Sea Dog  
Brewing Company, 26 Front Street

**ACTION**

*Motion Made and Seconded to Open the Public Hearing*  
*Public Hearing Opened*  
*No one from the Public came forward*  
*Motion Made and Seconded to Close the Public Hearing*  
*Public Hearing Closed*  
*Motion Made and Seconded for Passage*  
*Passed*

*Application for Liquor License, Malt, Spirituous,*  
*Vinous, Seadog Ventures, Inc. d/b/a Seadog Brewing*  
*Company, 26 Front Street*

**ACTION**

*Motion Made and Seconded to Open the Public Hearing*  
*Public Hearing Opened*  
*Chief Gastia detailed the violations of this establishment*  
*Mr. Killam explained that he has allocated more staff to*  
*be at the door and has met with staff to ensure compliance*  
*Motion Made and Seconded to Close the Public Hearing*  
*Public Hearing Closed*  
*Motion Made and Seconded for Passage*  
*Passed*

***Public Hearing:*** Application for Special Amusement  
Permit of Martha Greenleaf, Greenleaf's Bar & Grill,  
d/b/a Carolina Sports and Spirits, 16 Union Street

**ACTION**

*Motion Made and Seconded to Open the Public Hearing*  
*Public Hearing Opened*  
*No one from the Public came forward*  
*Motion Made and Seconded to Close the Public Hearing*  
*Public Hearing Closed*  
*Motion Made and Seconded for Passage*  
*Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**NEW BUSINESS continued**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

*Application for Liquor License, Malt, Spirituous,  
Vinous, Martha Greenleaf & Greenleaf's Bar & Grill, Inc.,  
d/b/a Carolina Sports and Spirits, 16 Union Street*

**ACTION**

*Motion Made and Seconded to Open the Public Hearing  
Public Hearing Opened  
Chief Gastia detailed the violations of this establishment  
Mr. Greenleaf hired another person to be at the door and  
Has signed up his staff to attend an alcohol awareness training  
Being offered by the Bangor Police Department  
Motion Made and Seconded to Close the Public Hearing  
Public Hearing Closed  
Motion Made and Seconded for Passage  
Passed*

***Public Hearing:*** *Application for Special Amusement  
Permit of City of Bangor, d/b/a City of Bangor-Bass  
Park, 100 Dutton Street*

**ACTION**

*Motion Made and Seconded to Open the Public Hearing  
Public Hearing Opened  
No one from the Public came forward  
Motion Made and Seconded to Close the Public Hearing  
Public Hearing Closed  
Motion Made and Seconded for Passage  
Passed*

***Public Hearing:*** *Application for Special Amusement  
Permit of Luna, Inc. d/b/a Luna Bar & Grill, 49  
Park Street*

**ACTION**

*Motion Made and Seconded to Open the Public Hearing  
Public Hearing Opened  
No one from the Public came forward  
Motion Made and Seconded to Close the Public Hearing  
Public Hearing Closed  
Motion Made and Seconded for Passage  
Passed*

*Application for Liquor License, Malt, Spirituous, Vinous,  
Luna, Inc., d/b/a Luna Bar & Grill, 49 Park Street*

**ACTION**

*Motion Made and Seconded to Open the Public Hearing  
Public Hearing Opened  
Chief Gastia detailed the violations of this establishment  
Mr. Noonan explained that he has an inexperienced staff  
That weren't aggressive in carding patrons. He assured  
The council that he is urging his staff to be more aggressive.  
Motion Made and Seconded to Close the Public Hearing  
Public Hearing Closed  
Motion Made and Seconded for Passage  
Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 8, 2010**

**NEW BUSINESS continued**  
**ITEM NO.**

**ASSIGNED TO**  
**COUNCILOR**

- |        |                |  |            |
|--------|----------------|--|------------|
| 10-088 | <u>RESOLVE</u> | <i>Endorsing the Recommendation of the Public Health Advisory Board Urging the Maine State Legislature to Levy a \$1 per Package Tax Upon all Tobacco Products Sold in Maine and Requesting that All Tobacco Products be Taxed Equally</i>   | GRATWICK   |
|        | <u>ACTION</u>  | <i>Motion Made and Seconded for Passage<br/>Reverend Bob Carlson urged council support<br/>Motion Doubted<br/>Vote: 3-6<br/>Councilors Voting Yes: Gratwick, Stone &amp; Wheeler<br/>Councilors Voting No: Blanchette, Bronson, Hawes, Nealley, Palmer &amp; Weston<br/>Failed Passage</i>                             |            |
| 10-089 | <u>ORDER</u>   | <i>Authorizing the Parks and Recreation Department to Proceed With the Bangor Area Regional K-9s effort to Establish a Dog Park</i>  | BLANCHETTE |
|        | <u>ACTION</u>  | <i>Motion Made and Seconded for Passage<br/>Motion Made and Seconded to Amend by Substitution<br/>Motion Doubted<br/>Vote: 3-6<br/>Councilors Voting Yes: Gratwick, Stone &amp; Wheeler<br/>Councilors Voting No: Blanchette, Bronson, Hawes, Nealley, Palmer &amp; Weston<br/>Amendment Failed Passage<br/>Passed</i> |            |
| 10-090 | <u>ORDER</u>   | <i>Authorizing Discontinuance Process for Second Street Avenue</i>   | NEALLEY    |
|        | <u>ACTION</u>  | <i>Motion Made and Seconded for Passage<br/>Passed</i>   |            |